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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

----- X
VIVIAN AND LEONARD JUDELSON, as
Trustees of the VIVIAN JUDELSON
REVOCABLE TRUST DATED 10/9/95,
and VIVIAN S. JUDELSON CONTRIBUTORY
IRA, Individually and On Behalf of All Others
Similarly Situated,

Plaintiffs,

vs.

TARRAGON CORPORATION, WILLIAM S.
FRIEDMAN, ROBERT P. ROTHENBERG
and ERIN D. PICKENS,

Defendants.
----- X

HENRY NELSON, Individually and On Behalf
of All Others Similarly Situated,

Plaintiff,

vs.

TARRAGON CORPORATION, WILLIAM S.
FRIEDMAN, ROBERT P. ROTHENBERG
and ERIN DAVIS PICKENS,

Defendants.
----- X

ECF Case

Civil Action No. 07-7972

Civil Action No. 07-08438

----- X
PAUL BERGER, Individually and On Behalf
of All Others Similarly Situated,

Plaintiffs,

Civil Action No. 07-8689

vs.

TARRAGON CORPORATION, WILLIAM S.
FRIEDMAN, ROBERT P. ROTHENBERG
and ERIN D. PICKENS,

Defendants.

----- X

CERTIFICATE OF SERVICE

The undersigned certifies that the following statement is true under penalty of perjury:

I am a member of the Bars of the State of New York and the United States District Court for the Southern District of New York. I am an attorney with the firm of Abraham Fruchter & Twersky LLP, for Plaintiff Paul Berger in the *Berger v. Tarragon Corp., et al* action. I am over the age of 18 and not a party to this action. I hereby certify under penalty of perjury that on November 28, 2007 I caused to be served a copy of the following documents:

- (i) Memorandum of Law of Plaintiff Paul Berger In Opposition to Competing Motions for Appointment as Lead Plaintiff;
- (iii) Affidavit of Jeffrey S. Abraham In Opposition to the Competing Motions for Appointment as Lead Plaintiff.

by postage pre-paid First Class US Mail on the following:

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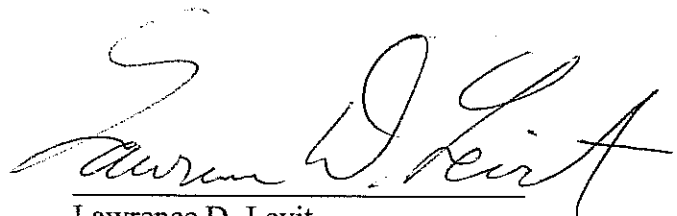
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